

CONFIRMED MINUTES

OF THE ORDINARY MEETING OF PENRITH CITY COUNCIL HELD IN THE COUNCIL CHAMBERS

ON MONDAY 15 OCTOBER 2007 AT 7:35PM

NATIONAL ANTHEM

The meeting opened with the National Anthem.

STATEMENT OF RECOGNITION

The Deputy Mayor, Councillor Jackie Greenow read a statement of recognition of Penrith City's Aboriginal and Torres Strait Islander Cultural Heritage.

PRAYER

The Council Prayer was read by the Rev Neil Checkley.

PRESENT

The Deputy Mayor Councillor Jackie Greenow, Councillors Kaylene Allison, David Bradbury, Lexie Cettolin, Kevin Crameri OAM, Mark Davies, Ross Fowler, Karen McKeown, Pat Sheehy AM, Steve Simat and John Thain.

APOLOGIES

There were no apologies.

LEAVE OF ABSENCE

Leave of Absence was previously granted to Councillor Garry Rumble for the period 8 October 2007 to 31 October 2007 inclusive.

Leave of Absence was previously granted to Councillor Greg Davies for the period 13 October 2007 to 27 October 2007 inclusive.

Leave of Absence was previously granted to Councillor Jim Aitken OAM for the period 13 October 2007 to 24 October 2007 inclusive.

Leave of Absence was previously granted to Councillor Susan Page for the period 8 October 2007 to 19 October 2007 inclusive.

CONFIRMATION OF MINUTES - Ordinary Meeting - 24 September 2007

364 RESOLVED on the MOTION of Councillor Pat Sheehy AM seconded Councillor Ross Fowler that the minutes of the Ordinary Meeting of 24 September 2007 be confirmed.

CONFIRMATION OF MINUTES - Extraordinary Council Meeting - 8 October 2007

365 RESOLVED on the MOTION of Councillor Pat Sheehy AM seconded Councillor Ross Fowler that the minutes of the Extraordinary Council Meeting of 8 October 2007 be confirmed.

DECLARATIONS OF INTEREST

Councillor Kevin Cramer OAM declared a non-pecuniary interest in *Item 14 - Grant Funding - Llandilo Rural Fire Service Brigade* as he is Deputy Captain of the Llandilo Rural Fire Service Brigade. Councillor Cramer declared his intention to leave the meeting during debate and voting on this matter.

Councillor Kevin Cramer OAM declared a pecuniary interest in *Report and Recommendations of the Policy Review Committee Meeting of 8 October 2007 - Item 5 – Draft Penrith Local Environmental Plan 2008 Stage 1 (Northern Rural Lands)*, as he owns property covered by the plan. Councillor Cramer declared his intention to leave the meeting during debate and voting on this matter.

Councillor Lexie Cettolin declared a pecuniary interest in *Report and Recommendations of the Policy Review Committee Meeting of 8 October 2007 - Item 3 – Draft Penrith Local Environmental Plan 2008 – Stage 1 (Industrial Lands) and Item 5 – Draft Penrith Local Environmental Plan 2008 – Stage 1 (Northern Rural Lands)*, as she owns property covered by the plan. Councillor Cettolin declared her intention to leave the meeting during debate and voting on these matters.

Councillor Ross Fowler declared a pecuniary interest in *Report and Recommendations of the Policy Review Committee Meeting of 8 October 2007 - Item 3 - Draft Penrith Local Environmental Plan 2008 Stage 1 (Industrial Lands); and Item 5 - Draft Penrith Local Environmental Plan 2008 Stage 1 (Northern Rural Lands)*, as he acts for property owners in these areas covered by the plan; and

Item 1 – Penrith City Centre Plan; Item 2 – Draft Penrith Local Environmental Plan 2008 – Stage 1 and Penrith Development Control Plan 2008; Item 3 - Draft Penrith Local Environmental Plan 2008 Stage 1 (Industrial Lands); Item 4 - Draft Penrith Local Environmental Plan 2008 Stage 1 (Southern Rural Lands); and Item 6 - Draft Penrith Local Environmental Plan 2008 Stage 1 (Heritage Items), as he owns or has an interest in property covered by the plans.

Councillor Ross Fowler declared a non-pecuniary interest in *Item 9 - Penrith Community Development Support Expenditure (CDSE) Funding Program 2007* as he is a director of organisations, and is the auditor of organisations, that receive funding under this program.

Councillor Ross Fowler declared a pecuniary interest in *Item 3 of Committee of the Whole - Commercial Matter - Council Property - Lease of Suite GO 2, Community Connections - 114-116 Henry Street, Penrith* as he is the auditor of the organisation the subject of lease negotiations.

Councillor Jackie Greenow declared a pecuniary interest in *Report and Recommendations of the Policy Review Committee Meeting of 8 October 2007 - Item 6 – Draft Penrith Local Environmental Plan 2008 Stage 1 (Heritage Items)*, as she owns property covered by the plan. Councillor Greenow declared her intention to leave the meeting during debate and voting on

this matter.

Election of Chairperson

366 RESOLVED on the MOTION of Councillor Ross Fowler AM seconded Councillor David Bradbury that Councillor Pat Sheehy AM be Chairperson when Councillor Jackie Greenow vacates the Chair, during consideration of *Item 6 – Draft Penrith Local Environmental Plan 2008 Stage 1 (Heritage Items) of the Report and Recommendations of the Policy Review Committee Meeting of 8 October 2007.*

MAYORAL MINUTES

1 2007 UDIA Awards for Excellence

367 RESOLVED on the MOTION of Councillor Jackie Greenow seconded Councillor Karen McKeown that the Mayoral Minute on 2007 UDIA Awards for Excellence be received.

2 Council Achieves Recognition at Local Government Management Excellence Awards

368 RESOLVED on the MOTION of Councillor Jackie Greenow seconded Councillor Pat Sheehy AM that the Mayoral Minute on Council Achieves Recognition at Local Government Management Excellence Awards be received.

REPORTS OF COMMITTEES

1 Report and Recommendations of the Local Traffic Committee Meeting held on 8 October 2007

369 RESOLVED on the MOTION of Councillor Pat Sheehy AM seconded Councillor Ross Fowler that the recommendations contained in the Report and Recommendations of the Local Traffic Committee meeting held on 8 October, 2007 be adopted.

2 Report and Recommendations of the Policy Review Committee Meeting of 8 October 2007

Having previously declared a pecuniary interest in *Item 1 – Penrith City Centre Plan; Item 2 – Draft Penrith Local Environmental Plan 2008 – Stage 1 and Penrith Development Control Plan 2008; Item 3 - Draft Penrith Local Environmental Plan 2008 Stage 1 (Industrial Lands); Item 4 - Draft Penrith Local Environmental Plan 2008 Stage 1 (Southern Rural Lands); 5 - Draft Penrith Local Environmental Plan 2008 Stage 1 (Northern Rural Lands and Item 6 - Draft Penrith Local Environmental Plan 2008 Stage 1 (Heritage Items)*, Councillor Ross Fowler left the meeting, the time being 7:52 pm.

370 RESOLVED on the MOTION of Councillor Kevin Crameri OAM seconded Councillor Pat Sheehy AM that the recommendations contained in *Item 1 – Penrith City Centre Plan; Item 2 – Draft Penrith Local Environmental Plan 2008 – Stage 1 and Penrith Development Control Plan 2008; and Item 4 - Draft Penrith Local Environmental Plan 2008 - Stage 1 (Southern Rural Lands)* of the *Report and Recommendations of the Policy Review Committee Meeting of 8 October 2007* be adopted.

Having previously declared a pecuniary interest in *Item 3 - Draft Penrith Local Environmental Plan 2008 - Stage 1*, Councillor Lexie Cettolin left the meeting, the time being 7:53 pm.

371 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Pat Sheehy AM that the recommendations contained in *Item 3 - Draft Penrith Local Environmental Plan 2008 - Stage 1* of the *Report and Recommendations of the Policy Review Committee Meeting of 8 October 2007* be adopted.

Councillor Lexie Cettolin returned to the meeting, the time being 7:55 pm.

Having previously declared a pecuniary interest in *Item 5 – Draft Penrith Local Environmental Plan 2008 Stage 1 (Northern Rural Lands)*, Councillors Lexie Cettolin and Kevin Crameri OAM left the meeting, the time being 7:56 pm

372 RESOLVED on the MOTION of Councillor Pat Sheehy AM seconded Councillor Karen McKeown that the recommendations contained in *Item 5 - Draft Penrith Local Environmental Plan 2008 - Stage 1 (Northern Rural Lands)* of the *Report and Recommendations of the Policy Review Committee Meeting of 8 October 2007* be adopted.

Councillors Lexie Cettolin, Kevin Crameri OAM and Ross Fowler returned to the meeting, the time being 7:56 pm.

373 RESOLVED on the MOTION of Councillor Pat Sheehy AM seconded Councillor Ross Fowler that the recommendations contained in *Item 7 - Draft Penrith Local Environmental Plan 2008 - Stage 1 (St Marys Town Centre) and Item 8 - Draft Penrith Local Environmental Plan 2008 - Stage 1 (Proposed Reclassification of Public Land)* of the *Report and Recommendations of the Policy Review Committee Meeting of 8 October 2007* be adopted.

374 RESOLVED on the MOTION of Councillor Pat Sheehy AM seconded Councillor Ross Fowler that the recommendations contained in *Items 9 – 13* of the *Report and Recommendations of the Policy Review Committee Meeting of 8 October 2007* be adopted.

Having previously declared a pecuniary interest in *Item 6 - Draft Penrith Local Environmental Plan 2008 - Stage 1 (Heritage Items)*, the Deputy Mayor, Councillor Jackie Greenow, then vacated the Chair at 7:57 pm, and Councillor Pat Sheehy AM took the Chair for consideration of *Item 6 - Draft Penrith Local Environmental Plan 2008 - Stage 1 (Heritage Items)* of the *Report and Recommendations of the Policy Review Committee Meeting of 8 October 2007*.

375 RESOLVED on the MOTION of Councillor Karen McKeown seconded Councillor Kevin Crameri OAM that the recommendations contained in *Item 6 - Draft Penrith Local*

Environmental Plan 2008 - Stage 1 (Heritage Items) of the Report and Recommendations of the Policy Review Committee Meeting of 8 October 2007 be adopted.

Councillor Pat Sheehy AM then vacated the Chair and the Deputy Mayor, Councillor Jackie Greenow, returned to the meeting at 7:58 pm and took the Chair.

MASTER PROGRAM REPORTS

THE CITY AS A SOCIAL PLACE

4 Children's Week Activities

376 RESOLVED on the MOTION of Councillor Pat Sheehy AM seconded Councillor Kevin Crameri OAM

That:

1. The information contained in the report on Children's Week Activities be received.
2. The Children's Week events continue to be supported by Penrith City Council.
3. Children's Week events for 2007 be held throughout the Penrith LGA, providing information and play activities for local families.
4. Staff continue to promote Children's Week and establish links through extending invitations to an increased number of organisations to become involved in Children's Week 2007.

5 NAIDOC Week Activities - 2007

377 RESOLVED on the MOTION of Councillor Pat Sheehy AM seconded Councillor Kevin Crameri OAM that the information contained in the report on NAIDOC Week Activities - 2007 be received.

6 Grant Application - 2007/08 WSAAS Funding Round

378 RESOLVED on the MOTION of Councillor Pat Sheehy AM seconded Councillor Kevin Crameri OAM

That:

1. The information contained in the report on Grant Application - 2007/08 WSAAS Funding Round be received.
2. Council endorse the submission of the Northern Rural Areas Community Development Project for funding under the 2007/08 WSAAS funding round.

7 Penrith City Cultural Framework and Cultural Action Plan

'379 RESOLVED on the MOTION of Councillor Pat Sheehy AM seconded Councillor Kevin Cramer OAM

That:

1. The information contained in the report on Penrith City Cultural Framework and Cultural Action Plan be received.
2. Council endorse the Penrith City Cultural Framework and Cultural Development Action Plan 2007 – 2011.

9 Penrith Community Development Support Expenditure (CDSE) Funding Program 2007

'380 RESOLVED on the MOTION of Councillor Pat Sheehy AM seconded Councillor Kevin Cramer OAM that the information contained in the report on Penrith Community Development Support Expenditure (CDSE) Funding Program 2007 be received.

10 Regional Partnerships Program - Londonderry Neighbourhood Centre

'381 RESOLVED on the MOTION of Councillor Pat Sheehy AM seconded Councillor Kevin Cramer OAM

That:

1. The information contained in the report on Regional Partnerships Program - Londonderry Neighbourhood Centre be received.
2. Council endorse the acceptance of the grant for the Londonderry Neighbourhood expansion project.

1 Penrith Stadium Redevelopment

'382 RESOLVED on the MOTION of Councillor David Bradbury seconded Councillor Ross Fowler

That:

1. The information contained in the report on Penrith Stadium Redevelopment be received.
2. Council agree to grant Penrith Rugby League Club Ltd monies it holds for this project (\$5 million grant from State Government) to be paid on the completion of works as determined by a Quantity Surveyor and in accordance with prudential controls as set out in the report, subject to legal documentation recommended by Council's external solicitors and to the satisfaction of the Legal Officer and Director ~ City Services.
3. The Department of Sport and Recreation be advised that Council is proceeding in accordance with the report on Penrith Stadium Redevelopment.

2 Community and Cultural Development Department - Projects and Key

Achievements

'383 RESOLVED on the MOTION of Councillor Pat Sheehy AM seconded Councillor John Thain that the information contained in the report on Community and Cultural Development Department - Projects and Key Achievements be received.

3 Provision of Sporting facilities at Brookfield Avenue, Werrington Downs

'384 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Ross Fowler

That:

1. The information contained in the report on Provision of Sporting facilities at Brookfield Avenue, Werrington Downs be received.
2. A further report be presented to Council detailing possible sporting facilities which could be provided in the reserve at Brookfield Avenue, Werrington Downs.

8 Proposed variation of a restriction on the use of Lots 102 to 109, Lot 157, Lots 163 and 164 DP1108846 Caddens Road, Claremont Meadows. Applicant: J Wyndham Prince Pty Ltd; Owner: UPL (NO9) Pty Limited

DA04/1002

'385 RESOLVED on the MOTION of Councillor Pat Sheehy AM seconded Councillor Steve Simat

That:

1. The information contained in the report on proposed variation of a restriction on the use of Lots 102 to 109, Lot 157, Lots 163 and 164 DP 1108846 Caddens Road, Claremont Meadows be received.
2. The application be recommended for approval, subject to the restriction being modified as follows:
 - 2.1 The Restriction on the Use of Land referred to Fourteenthly remains in force on Lots 102 to 109, and Lot 157
 - 2.2 The restriction on the use of land referred to Fourteenthly is lifted from Lots 163 and 164 and the requirements for an APZ be removed
 - 2.3 A new Restriction on the Use of land is to be imposed as dwellings on Lots 102 to 109, 157, 163 and 164 are to be constructed to a Level 2 standard in accordance with AS3959.
3. The Common Seal of Penrith City Council be affixed to all necessary documentation to vary the covenant.

THE CITY IN ITS ENVIRONMENT

11 Update on progress of Wallacia / Mulgoa Sewerage Scheme

386 RESOLVED on the MOTION of Councillor Kevin Crameri OAM seconded Councillor Pat Sheehy AM

That:

1. The information contained in the report on Update on progress of Wallacia / Mulgoa Sewerage Scheme be received.
2. Authority be delegated to the Waste and Community Protection Manager to approve the extension of time for the subsidised final pump-out service for decommissioned septic tanks in cases of exceptional circumstances.

12 Floodplain Management Authorities (FMA) Conference - 26 February to 29 February 2008

387 RESOLVED on the MOTION of Councillor Ross Fowler seconded Councillor Karen McKeown

That:

1. The information contained in the report on Floodplain Management Authorities (FMA) Conference - 26 February to 29 February 2008 be received.
2. Council's delegates to the 2008 Floodplain Management Authorities Conference and Workshops, to be held at Wollongong from 26 February to 29 February 2008 be Councillors Jim Aitken OAM, Jackie Greenow and Garry Rumble, with Councillors Kevin Crameri OAM and Greg Davies attending as observers.

THE CITY SUPPORTED BY INFRASTRUCTURE

Councillor Kevin Crameri OAM left the meeting, the time being 8:18 pm.

14 Grant Funding - Llandilo Rural Fire Service Brigade

388 RESOLVED on the MOTION of Councillor Ross Fowler seconded Councillor Steve Simat

That:

1. The information contained in the report on Grant Funding - Llandilo Rural Fire Service Brigade be received.
2. Council agrees to auspice the grant funds on behalf of the Llandilo Rural Fire Service Brigade, and the Waste and Community Protection Manager be authorised to complete the Grant Agreement nominating Penrith Council as the administrator of the grant funds.

Councillor Kevin Crameri OAM returned to the meeting, the time being 8:19 pm.

13 NSW Rural Fire Brigade Insurance

389 RESOLVED on the MOTION of Councillor Kevin Crameri OAM seconded Councillor Kaylene Allison

That:

1. The information contained in the report on NSW Rural Fire Brigade Insurance be received.
2. Penrith Rural Fire Service Brigade Stations be provided with insurance cover for contents with a \$200 excess to be funded through the Rural Fire Service operational budget.

15 Penrith CBD - Temporary Christmas Shuttle Bus

390 RESOLVED on the MOTION of Councillor Ross Fowler seconded Councillor Karen McKeown

That:

1. The information contained in the report on Penrith CBD - Temporary Christmas Shuttle Bus be received.
2. Council contribute \$14,150 for the operation of the second free shuttle bus and \$279.40 toward bus graphics (front and side of Bus), together with the costs of the temporary Bus Stop signage from the Carparking/Traffic Facilities Reserve.

LEADERSHIP AND ORGANISATION

16 Action Taken on Resolutions of the 2006 LGA Conference

391 RESOLVED on the MOTION of Councillor Ross Fowler seconded Councillor John Thain that the information contained in the report on Action Taken on Resolutions of the 2006 LGA Conference be received.

17 Extensions to Civic Centre

392 RESOLVED on the MOTION of Councillor Ross Fowler seconded Councillor John Thain

That:

1. The information contained in the report on Extensions to Civic Centre be received.
2. A Working Party, comprising all interested and available Councillors, be established to consider and develop options for upgrades to the Council Chambers.
3. Formal tenders be invited from:
 - Arenco (NSW) Pty Ltd
 - Barker Construction Pty Ltd
 - Gledhill Construction Pty Ltd
 - Kane Construction Pty Ltd
 - Rapid Construction Pty Limited
4. A further report to be submitted to Council recommending a preferred builder.

19 Pecuniary Interest Returns

393 RESOLVED on the MOTION of Councillor Ross Fowler seconded Councillor John Thain that the information contained in the report on Pecuniary Interest Returns be received.

18 City Operations Directorate Report to end of September 2007

394 RESOLVED on the MOTION of Councillor Pat Sheehy AM seconded Councillor Kevin Crameri OAM that the information contained in the report on City Operations Directorate Report to end of September 2007 be received.

20 Summary of Investments & Banking for the period 1 August 2007 to 31 August 2007 and 1 September to 30 September

395 RESOLVED on the MOTION of Councillor Pat Sheehy AM seconded Councillor Ross Fowler

That:

1. The information contained in the report on Summary of Investments & Banking for the period 1 August 2007 to 31 August 2007 and 1 September to 30 September be received.
2. The Certificate of the Responsible Accounting Officer and Summaries of Investments and Performance for the period 1 August 2007 to 30 September 2007 be noted and accepted.
3. The graphical investment analysis as at 30 September 2007 be noted.
4. The Agency Collection Fees be noted.

Recommittal of Item 17 - Extensions to Civic Centre

396 RESOLVED on the MOTION of Councillor Ross Fowler seconded Councillor Kevin Crameri OAM that consideration of *Item 17 – Extensions to Civic Centre* be recommitted for consideration of Council.

397 RESOLVED on the MOTION of Councillor Ross Fowler seconded Councillor Kevin Crameri OAM

That:

1. The information contained in the report on Extensions to Civic Centre be received.
2. A Working Party, comprising the Mayor, Councillors Pat Sheehy AM, Jackie Greenow and Ross Fowler and other available Councillors, be established to consider and develop options for upgrades to the Council Chambers.
3. Formal tenders be invited from:
 - Arenco (NSW) Pty Ltd
 - Barker Construction Pty Ltd
 - Gledhill Construction Pty Ltd
 - Kane Construction Pty Ltd
 - Rapid Construction Pty Limited
4. A further report to be submitted to Council recommending a preferred builder.

QUESTIONS WITHOUT NOTICE

QWN 1 Llandilo Drainage System

Councillor Kevin Crameri OAM requested an urgent report to Council, providing a review and audit of the Llandilo drainage scheme, following on from his previous request of 5 March 2007.

QWN 2 Footpaving - Jamieson Street, Emu Plains

Councillor Mark Davies requested a memo reply concerning footpaving in the area of Jamieson Street, Emu Plains and noting that the relocation of a bus shelter closer to a development for the elderly has resulted in footpath paving no longer leading to the shelter. Also, tabling a petition from over 30 residents of the area, seeking appropriate adjustment of this footpaving.

QWN 3 Provision of Shade Protection in Parks

Councillor Steve Simat requested a report to Council addressing the possible provision of shading protection in parks within the Penrith City area, in particular in the vicinity of play equipment.

Councillor Steve Simat left the meeting, the time being 8:39 pm.

QWN 4 Lifestart Co-operative

Councillor John Thain requested an urgent report to Council addressing strategic ways that Council could work together with the Lifestart Co-operative in their work with children with intellectual disabilities.

QWN 5 Property in Maple Road, North St Marys

Councillor John Thain requested a memo reply on the condition of the property at 127 Maple Road, North St Marys, and requested that the owners be required to remove graffiti and building rubbish on the property.

QWN 6 Pedestrian Access - Sandpiper Crescent, Claremont Meadows

Councillor David Bradbury requested a memo reply to all East Ward Councillors, proposing a solution to the pedestrian access issues in the area between Sandpiper Crescent (from Falcon Crescent northwards) to the shopping centre at Claremont Meadows, with the memo to examine the footpaving works necessary to address this situation and identify the estimated costs of such works.

Councillor Steve Simat returned to the meeting, the time being 8:42 pm.

COMMITTEE OF THE WHOLE

396 RESOLVED on the MOTION of Councillor Kevin Crameri OAM seconded Councillor John Thain that the meeting adjourn to the Committee of the Whole to deal with the following matters, the time being 8:43 pm.

1 Presence of the Public

CW1 RESOLVED on the motion of Councillor Kevin Crameri OAM seconded Councillor John Thain that the press and public be excluded from Committee of the Whole to deal with the following matters:

Leadership and Organisation

2 Commercial Matter - Council Property - Lease of Shop 7 at Cranebrook Village Shopping Centre

This item has been referred to Committee of the Whole as the report refers to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and discussion of the matter in open meeting would be, on balance, contrary to the public interest.

3 Commercial Matter - Council Property - Lease of Suite GO 2, Community Connections - 114-116 Henry Street, Penrith

This item has been referred to Committee of the Whole as the report refers to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and discussion of the

matter in open meeting would be, on balance, contrary to the public interest.

4 Commercial Matter - Council Property - Deed of Assignment of Lease from W & L Pty Limited to ASDA Catering Pty Limited over Top One Restaurant Located at Community Connections 114-116 Henry Street, Penrith

This item has been referred to Committee of the Whole as the report refers to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and discussion of the matter in open meeting would be, on balance, contrary to the public interest.

The meeting resumed at 8:47 pm and the General Manager reported that the Committee of the Whole met at 8:43 pm on 15 October 2007, the following being present

The Deputy Mayor Councillor Jackie Greenow, Councillors Kaylene Allison, David Bradbury, Lexie Cettolin, Kevin Cramer OAM, Mark Davies, Ross Fowler, Karen McKeown, Steve Simat, and John Thain

and the Committee of the Whole excluded the press and public from the meeting for the reasons set out in CW1 and that the Committee of the Whole submitted the following recommendations to Council.

CONFIDENTIAL BUSINESS

Having previously declared an interest in Committee of the Whole *Item 3 - Commercial Matter - Council Property - Lease of Suite GO 2, Community Connections - 114-116 Henry Street, Penrith* Councillor Ross Fowler left the meeting, the time being 8:45 pm.

3 Commercial Matter - Council Property - Lease of Suite GO 2, Community Connections - 114-116 Henry Street, Penrith

'397 RESOLVED on the MOTION of Councillor Pat Sheehy AM seconded Councillor Kaylene Allison

CW3 That:

1. The information contained in the report on Commercial Matter - Council Property - Lease of Suite GO 2, Community Connections - 114-116 Henry Street, Penrith be received.
2. Council grant Nepean Youth Accommodation Services Inc a 3 year lease with a 3 year option over Suite GO 2 at the Community Connections building in accordance with the terms and conditions outlined in the report.
3. The Common Seal of the Council of the City of Penrith be placed on all necessary documentation.

Councillor Ross Fowler returned to the meeting, the time being 8:46 pm.

2 Commercial Matter - Council Property - Lease of Shop 7 at Cranebrook Village Shopping Centre

398 RESOLVED on the MOTION of Councillor Pat Sheehy AM seconded Councillor Steve Simat

CW2 That:

1. The information contained in the report on Commercial Matter - Council Property - Lease of Shop 7 at Cranebrook Village Shopping Centre be received.
2. Council grant Ivupheng Kuoch & Ly Chrun a 5 year lease with a 5 year option over Shop 7 at Cranebrook Village Shopping Centre in accordance with the terms and conditions contained in the report.
3. The Common Seal of the Council of the City of Penrith be placed on all necessary documentation.

4 Commercial Matter - Council Property - Deed of Assignment of Lease from W & L Pty Limited to ASDA Catering Pty Limited over Top One Restaurant Located at Community Connections 114-116 Henry Street, Penrith

399 RESOLVED on the MOTION of Councillor Pat Sheehy AM seconded Councillor Karen McKeown

CW4 That:

1. The information contained in the report on Commercial Matter - Council Property - Deed of Assignment of Lease from W & L Pty Limited to ASDA Catering Pty Limited over Top One Restaurant Located at Community Connections 114-116 Henry Street, Penrith be received.
2. Council grant a Deed of Assignment from W & L Pty Limited to ASDA Catering Pty Limited over the Top One Restaurant located at 114-116 Henry Street Penrith in accordance with the terms and conditions outlined in the report.
3. The Common Seal of the Council of the City of Penrith be placed on all necessary documents.

ADOPTION OF COMMITTEE OF THE WHOLE

400 RESOLVED on the MOTION of Councillor Pat Sheehy AM seconded Councillor John Thain that the recommendations contained in the Committee of the Whole and shown as CW1, CW2, CW3 and CW4 be adopted.

There being no further business the Chairperson declared the meeting closed the time being 8:49 pm.

I certify that these 14 pages are the Confirmed Minutes of the Ordinary Meeting of Penrith City Council held on 15 October 2007.

Chairperson

Date